

Message Text

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ORIGIN EB-07

INFO OCT-01 NEA-09 ISO-00 FEA-01 AGR-05 CEA-01 CIAE-00

COME-00 DODE-00 FRB-03 H-02 INR-07 INT-05 L-02 LAB-04

NSAE-00 NSC-05 PA-01 AID-05 CIEP-01 SS-15 STR-04

TAR-01 TRSE-00 USIA-06 PRS-01 SP-02 OMB-01 OIC-02

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FM SECSTATE WASHDC

TO AMEMBASSY ALGIERS

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E.O. 11652: N/A

TAGS: EINV, ETRD, AG

SUBJECT: ALGERIA'S STATUS IN U.S. GENERALIZED SYSTEM
OF PREFERENCES (GSP)

REF: (A) ALGIERS 793; (B) STATE 66492; (C) ALGIERS 616

1. THIS CABLE IS IN RESPONSE TO EMBASSY INQUIRIES PARA 6
REF A AND PARA 9 REF C CONCERNING THE EFFECT OF SEC. 502
(B)(4) OF THE TRADE ACT OF 1974 UPON ALGERIA'S ELIGIBILITY
FOR GSP.

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2. AS REPORTED PARA 6 REF B, BECAUSE OPEC MEMBERS ARE PRESENTLY EXCLUDED FROM GSP, ANALYSIS OF OUTSTANDING DISPUTES IN THOSE COUNTRIES WAS NOT COMPLETED AT THE TIME THE APPLICATION OF 502(B)(4) WAS CONSIDERED FOR OTHER POTENTIAL BENEFICIARIES. IT IS ERRONEOUS TO CONCLUDE, HOWEVER, THAT THERE IS ANY PRESUMPTION THAT ALGERIA WILL NOT BE AFFECTED BY THE NATIONALIZATION PROVISION.

3. IN APPLYING 502(B)(4), WE ARE CONSIDERING ALL UNRESOLVED CASES IN POTENTIAL BENEFICIARY COUNTRIES, REGARDLESS OF WHEN NATIONALIZATION OCCURRED. AS EMBASSY IS AWARE, THERE ARE OUTSTANDING PROPERTY CLAIMS OF U.S. CITIZENS AGAINST THE GOA, AND THESE MAY FALL WITHIN THE AMBIT OF 502(B)(4)(A)-(C). AS NOTED PARA 2 REF C, EMBASSY "CAN REPORT NO PROGRESS ON ALGERIAN SIDE TOWARDS SETTling" THESE

CLAIMS.

4. WHILE DEFINITIVE DECISION NOT YET MADE, EMBASSY SHOULD THEREFORE KEEP IN MIND THAT FAILURE OF GOA TO COMPLY WITH

CRITERIA ENUMERATED 502(B)(4)(D) MAY BE A POTENTIAL PROBLEM IN DETERMINING ITS ELIGIBILITY FOR GSP.

5. WE APPRECIATE EMBASSY'S THOROUGH REPORTING, AND WILL CONTINUE TO FOLLOW DEVELOPMENTS CLOSELY TO ENABLE USG TO MAKE AN INFORMED JUDGMENT ABOUT THE APPLICATION OF 502(B)(4) TO ALGERIA SHOULD IT BECOME NECESSARY TO DO SO.
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